



PATENT
Customer No. 22,852
Attorney Docket No. 05725.1240-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Hervé DAVID et al.)	Group Art Unit: 1751
)	
Application No.: 10/658,409)	Examiner: ELHILO , Eisa B.
)	
Filed: September 10, 2003)	
)	
For: COMPOSITION FOR THE)	Confirmation No.: 3214
DYEING OF HUMAN)	
KERATINOUS FIBRES)	
COMPRISING A MONOCATIONIC)	
MONOAZO DYE)	

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination.

Copies of the listed foreign and non-patent literature documents are attached.
Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following is a statement regarding the non-English language documents.

1. **FR 1 584 965** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 3,578,387.
2. **DE 2 359 399** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 4,003,699.
3. **JP 53 95693** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith.
4. **JP 55 22638** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith.
5. **FR 2 586 913** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 4,823,985.
6. **JP 88 169571** - It is believed that this is the Japanese application that resulted in issued Japanese Patent No. JP 2-19576, an English language Derwent abstract of which is submitted herewith. Applicants were not able to obtain a copy of this application.
7. **DE 38 43 892 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,061,289.

8. **DE 41 33 957 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,380,340.
9. **JP 5 163124** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith.
10. **WO 94/08969** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,663,366.
11. **WO 94/08970** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,534,267.
12. **WO 96/15765** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 6,284,003.
13. **EP 0 714 954 A2** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,708,151.
14. **FR 2 733 749 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent Nos. 6,099,592, 6,338,741, and 6,645,258.
15. **EP 0 770 375 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith.

16. **DE 195 43 988 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,766,576.

17. **FR 2 741 798 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent Nos. 5,980,587 and 6,368,360.

18. **FR 2 750 048 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 6,099,593.

19. **EP 0 850 637 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith. This document is believed to be related to U.S. Patent No. 5,993,490.

20. **DE 197 21 619 A1** - An abstract of the disclosure of this document can be found in the English Language Derwent, submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Examiner the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 25, 2005

By: Deborah M. Herzfeld
Deborah M. Herzfeld
(formerly Deborah M. Sharfman)
Reg. No. 52,211

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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of

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Complete if Known

Application Number	10/658,409
Filing Date	September 10, 2003
First Named Inventor	Hervé DAVID
Art Unit	1751
Examiner Name	Eisa B. Elhilo
Attorney Docket Number	05725.1240-00

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	US-3,578,387	05-11-1971	Zviak et al.	
	2	US-4,003,699	01-18-1977	Rose et al.	
	3	US-4,823,985	04-25-1989	Grollier et al.	
	4	US-5,061,289	10-29-1991	Clausen et al.	
	5	US-5,380,340	01-10-1995	Neunhoffer et al.	
	6	US-5,534,267	07-09-1996	Neunhoffer et al.	
	7	US 5,663,366	09-02-1997	Neunhoffer et al.	
	8	US-5,708,151	01-13-1998	Möckli	
	9	US-5,766,576	06-16-1998	Lowe et al.	
	10	US-5,852,179	12-22-1998	Gregory Dado	
	11	US-5,980,587	11-09-1999	Samain	
	12	US-5,993,490	11-30-1999	Rondeau et al.	
	13	US-6,099,592	08-08-2000	Vidal et al.	
	14	US-6,099,593	08-08-2000	Terranova et al.	
	15	US-6,284,003	09-04-2001	Rose et al.	
	16	US-6,338,741	01-15-2002	Vidal et al.	
	17	US-6,368,360	04-09-2002	Samain	
	18	US-6,645,258	11-11-2003	Vidal et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	19	FR 1 584 965	02-15-1967	Zviak et al.		Abstract
	20	DE 23 59 399	06-12-1975	Rose et al.		Abstract
	21	JP 53 95693	08-22-1978	KAO Corp.		Abstract
	22	JP 55 22638	02-18-1980	Yamaguchi		Abstract
	23	FR 2 586 913	03-13-1987	Grollier et al.		Abstract
	24	DE 38 43 892 A1	06-28-1990	Clausen et al.		Abstract
	25	DE 41 33 957 A1	04-15-1993	Balzer et al.		Abstract
	26	JP 05-163124	06-29-1993	Masahiko et al.		Abstract

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of

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Application Number

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First Named Inventor

Hervé DAVID

Art Unit

1751

Examiner Name

Eisa B. Elhilo

Attorney Docket Number

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FOREIGN PATENT DOCUMENTS

27	WO 94/08969	04-28-1994	Balzer et al.		Abstract
28	WO 94/08970	04-28-1994	Balzer et al.		Abstract
29	WO 95/01772	01-19-1995	Möckli		
30	WO 95/15144	06-08-1995	Möckli		
31	WO 96/15765	05-30-1996	Hoeffkes et al.		Abstract
32	EP 0 714 954 A2	06-05-1996	Möckli		Abstract
33	FR 2 733 749	11-08-1996	Vidal et al.		Abstract
34	EP 0 770 375 A1	05-02-1997	Lorenz et al.		Abstract
35	DE 195 43 988 A1	05-28-1997	Balzer et al.		Abstract
36	FR 2 741 798 A1	06-06-1997	Samain		Abstract
37	FR 2 750 048 A1	12-26-1997	Terranova et al.		Abstract
38	EP 0 850 637 A1	07-01-1998	Rondeau et al.		Abstract
39	DE 197 21 619 A1	11-26-1998	Wagenblast et al.		Abstract
40	WO 01/66646	09-13-2001	Möckli		
41	JP 88 169 571				
42	JP 062 71 1435				
43	GB 1 026 978				
44	GB 1 153 196				

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
	45	European Search Report for EP 03 29 2224, Examiner Van Bijlen, Jan. 12, 2004	
	46	French Search Report for FR 02/11186, Examiner Van Bijlen, Jun. 12, 2003	
	47	English Language Derwent Abstract of FR 1 584 965	Yes
	48	English Language Derwent Abstract of DE 23 59 399	Yes
	49	English Language Derwent Abstract of JP 53 95693	Yes
	50	English Language Derwent Abstract of 55 22638	Yes
	51	English Language Derwent Abstract of FR 2 586 913	Yes
	52	English Language Derwent Abstract of DE 38 43 892 A1	Yes
	53	English Language Derwent Abstract of JP 05-163124	Yes
	54	English Language Derwent Abstract of WO 94/08969	Yes
	55	English Language Derwent Abstract of WO 94/08970	Yes
	56	English Language Derwent Abstract of WO 96/15765	Yes
	57	English Language Derwent Abstract of EP 0 714 954 A2	Yes

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/658,409
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				Examiner Name	Eisa B. Elhilo
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NON PATENT LITERATURE DOCUMENTS			
	58	English Language Derwent Abstract of FR 2 733 749	Yes
	59	English Language Derwent Abstract of EP 0 770 375 A1	Yes
	60	English Language Derwent Abstract of DE 195 43 988 A1	Yes
	61	English Language Derwent Abstract of FR 2 741 798 A1	Yes
	62	English Language Derwent Abstract of FR 2 750 048 A1	Yes
	63	English Language Derwent Abstract of EP 0 850 637 A1	Yes
	64	English Language Derwent Abstract of DE 197 21 619 A1	Yes
	65	English Language Derwent Abstract of JP 88 169 571	
Examiner Signature			Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.